

Message Text

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ACTION EB-11

INFO OCT-01 EUR-25 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SS-20 NSC-07 DRC-01

SAJ-01 IO-14 /103 W

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P 081722Z MAR 74

FM AMEMBASSY BONN

TO SECSTATE WASHDC PRIORITY 0965

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E. O. 11652: N/A

TAGS: ETRN, GW

SUBJECT: CIVAIR - CHARTER AGREEMENT

REF: (A) STATE 30216, (B) BONN 45101, (C) BONN 4898,

APRIL 3, 1973

1. ADVANCE COPY OF THE GERMAN LETTER RECEIVED MARCH 8. EMBASSY HAS CAREFULLY CHECKED THE TEXT, AND THE ONLY DIFFERENCES AND ADDITIONS FROM THE TEXT PROPOSED REFTEL (A) OCCUR IN THE OPENING AND THE PENULTIMATE PARAGRAPHS OF THE LETTER. FOLLOWING IS THE FRG VERSION OF THE OPENING PARAGRAPH: QUOTE I HAVE THE HONOUR TO REFER TO DISCUSSIONS BETWEEN REPRESENTATIVES OF OUR TWO GOVERNMENTS IN BONN JANUARY 28 AND 29, 1974, ON QUESTIONS CONCERNING AIR CHARTER FLIGHTS BETWEEN THE TERRITORIES OF THE FEDERAL REPUBLIC OF GERMANY AND THE UNITED STATES OF AMERICA AND A REVIEW OF THE US-FRG MEMORANDUM OF UNDERSTANDING OF APRIL 13, 1973. THE RESULTS OF THESE DISCUSSIONS ARE LAID DOWN IN THE MEMORANDUM OF CONSULTATION OF JANUARY 30, 1974. ON THE PART OF THE GOVERNMENT OF THE FEDERAL REPUBLIC OF GERMANY I WISH TO CONFIRM THAT, IN ACCORDANCE WITH THOSE DISCUSSIONS, THE MEMORANDUM OF UNDERSTANDING OF APRIL 13, 1973, SHALL BE AMENDED AS FOLLOWS: UNQUOTE

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2. THE BODY OF THE TEXT IS IDENTICAL TO THAT CONTAINED IN REFTEL (A) AND THE MEMORANDUM OF CONSULTATION.

3. THE NEW PENULTIMATE PARAGRAPH ADDED BY THE FRG STATES: QUOTE MOREOVER, I WOULD LIKE TO POINT EXPRESSLY TO THE STATEMENTS WHICH ARE CONTAINED IN MY LETTER OF 13 APRIL 1973, PARAS. 1 - 5. THESE PRINCIPLES ARE STILL VALID FOR MY GOVERNMENT AS YOU KNOW FROM THE NEGOTIATIONS WHICH TOOK PLACE IN BONN ON 28/29 JANUARY 1974. UNQUOTE.

4. THE TEXT OF THE LETTER OF APRIL 13, 1973 REFERRED TO IN THE PARAGRAPH ADDED BY THE MINISTRY IS CONTAINED IN REFTEL (C).

5. COMMENT: EMBASSY NOTES THAT IN ITS REDRAFT OF THE FIRST PARAGRAPH THE FRG HAS DELETED THE REFERENCE TO AN "AIR CHARTER SERVICES AGREEMENT". AS THE MINISTRY OF TRANSPORT (FMT) HAS STATED ON SEVERAL OCCASIONS, THEY DO NOT RPT NOT ACCEPT THAT OUR PRESENT CHARTER ARRANGEMENT CONSTITUTES A "CHARTER AGREEMENT" AND THE EMBASSY BELIEVES THAT IT WOULD BE A USELESS EXERCISE TO ATTEMPT TO GET THEIR APPROVAL OF A LETTER REFERRING TO IT AS SUCH. IN OTHER RESPECTS IT DOES NOT APPEAR TO US THAT THE ADDITIONS MADE BY THE FRG ARE SUBSTANTIVE IN NATURE.

6. ACTION REQUESTED: THE FMT HAS TOLD US THAT THE ORIGINAL OF THE GERMAN LETTER HAS ALREADY BEEN SIGNED AND IS READY TO SEND. THE EMBASSY WOULD APPRECIATE, HOWEVER, THE DEPARTMENT'S CONFIRMATION THAT IT HAS NO OBJECTIONS OF SUBSTANCE TO THE CHANGES MADE BY THE FRG BEFORE ASKING THE FMT TO FORWARD IT TO THE EMBASSY.
HILLENBRAND

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Current Classification: UNCLASSIFIED
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Draft Date: 08 MAR 1974
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Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
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